

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
Western Division

FILED BY JM D.C.  
05 DEC 27 PM 3:30

UNITED STATES OF AMERICA

-vs-

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD OF TN, MEMPHIS  
Case No. 2:05cr20413-1Ma

FRED ERBY

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ORDER OF DETENTION PENDING TRIAL

FINDINGS

In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing has been held. The following facts and circumstances require the defendant to be detained pending trial.

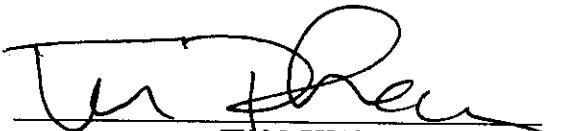
The defendant makes no application for release at this time. A motion for conditions of release and a detention hearing may be filed at a later date.

Arraignment set for Wednesday, January 4, 2006 at 10:00 am before Magistrate Judge S. Anderson in Courtroom #M-3, 9th floor, United States Courthouse and Federal Building, 167 North Main, Memphis, TN.

DIRECTIONS REGARDING DETENTION

**FRED ERBY** is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. **FRED ERBY** shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a Court of the United States or on request of an attorney for the government, the person in charge of the corrections facility shall deliver the Defendant to the United States marshal for the purpose of an appearance in connection with a Court proceeding.

Date: December 27, 2005



TUM. PHAM  
UNITED STATES MAGISTRATE JUDGE

This document entered on the docket sheet in compliance  
with Rule 55 and/or 32(b) FRCrP on 12/29/05

10



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This notice confirms a copy of the document docketed as number 10 in case 2:05-CR-20413 was distributed by fax, mail, or direct printing on December 29, 2005 to the parties listed.

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Honorable Samuel Mays  
US DISTRICT COURT